

NOV 15 2004

2664
JL

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application

Inventor(s): **Takashi KITADE** Art Unit: **2664**

Application No.: **09/693,839**

Filed: **October 23, 2000**

For: **APPARATUS AND METHOD FOR TDMA-TDD BASED
TRANSMISSION/RECEPTION**

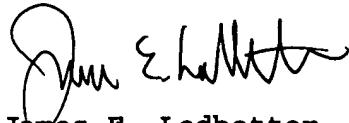
CERTIFICATION UNDER 37 CFR §1.97(e)(1)

Assistant Commissioner of Patents
Washington, DC 20231

Dear Sir:

In fulfillment of 37 CFR 1.97(c)(1) and 1.97(e)(1), it is hereby certified that each item of information contained in the attached Information Disclosure Statement was first cited in any communication (see the attached copy of an European Office Action dated August 13, 2004) from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

Respectfully submitted,

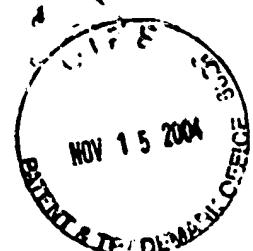


James E. Ledbetter
Registration No. 28,732

Date: November 15, 2004

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INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner of Patents
Washington, DC 20231

Dear Sir:

Pursuant to Rules 56 and 99, Applicants hereby call the attention of the Patent Office to the art listed on the attached Form PTO 1449. EP '751 was cited in an European Office Action dated August 13, 2004 (copy attached). US '955 is already of record (IDS filed December 12, 2002).

Applicants present this art so that the Patent Office may, in the first instance, determine any relevancy thereof to the presently claimed invention, see Beckman Instruments, Inc. v. Chemtronics, Inc., 439 F.2d 1369, 1380, 165 USPQ 355, 364 (5th Cir. 1970). Also see Patent Office Rules 104 and 106. Applicants respectfully request that this art be expressly considered during the prosecution of this application and made of record herein and appear among the "References Cited" on any patent to issue herefrom.

Respectfully submitted,

James E. Ledbetter
Registration No. 28,732

Date: November 15, 2004

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<p>FORM PTO-1449 U.S. Department of Commerce (Rev. 4/92) Patent and Trademark Office</p> <p>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</p> <p>NOV 15 2004 (Use several sheets if necessary)</p> 	ATTY. DOCKET NO.	SERIAL NO.
	L9289.00106	09/693,839
	APPLICANT	
	Takashi KITADE	
FILING DATE	GROUP	
October 23, 2000	2661	

U.S. PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

European Office Action dated August 13, 2004

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation is considered, draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.